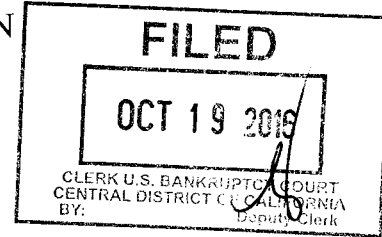


LOS ANGELES DIVISION



In re: JOSEPH ELLISON,

Debtor.

JP MORGAN CHASE BANK, N.A.; JP  
MORGAN SECURITIES, LLC

Plaintiffs

V.

JOSEPH ELLISON,

Defendant.

Case No. 2:14 bk-24463RK

Adv. No. 2:15-ap-01001-RK

## Chapter 7

## APPELLANT'S STATEMENT OF ISSUES ON APPEAL

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Defendant and Appellant Joseph Ellison designates the following issues to be raised in the foregoing appeal:

1. Did the Bankruptcy Court commit error in denying Defendant and Debtor Joseph Ellison a discharge under 11 *U.S.C.* § 727(a)(2)(A)?

1           2.     Did the Bankruptcy Court commit error where it considered prepetition  
2 transfers by the Debtor as evidence of an intent to defraud?

3           3.     Were any of the Bankruptcy Court's findings of fact clearly erroneous?  
4

5           4.     Did the Bankruptcy Court commit error in deciding that the pre-bankruptcy  
6 conversion of non-exempt assets into exempt assets could be considered as evidence of  
7 an intent to defraud?

8           5.     Did any prepetition transfers by the Debtor exceed the scope of permissible  
9 pre-bankruptcy planning?  
10

11          6.     Did the Debtor's prepetition conversion of non-exempt assets to exempt  
12 assets exceed the scope of permissible pre-bankruptcy planning?  
13

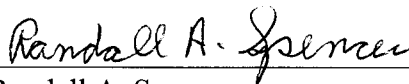
14          7.     Did the Bankruptcy Court abuse its discretion in making any of its orders?

15          8.     Was the Bankruptcy Court's finding that the Debtor acted with the intent to  
16 defraud clearly erroneous?  
17

18          9.     Should the Debtor be denied a discharge under 11 U.S.C.727 (a) (2) (A) if  
19 he did not intend to defraud any creditor?

20          10. Did the Debtor intend to hinder, delay, or defraud any creditors?  
21  
22

23   DATE: October 18, 2016

  
\_\_\_\_\_  
Randall A. Spencer,  
Attorney for Defendant/Debtor Joseph Ellison

**PROOF OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State California. I am over the age of 18 and not a party to the within action; my business address is 8665 Wilshire Boulevard, Suite 210, Beverly Hills, CA 90211.

*19 (Red)*  
On October ~~18~~, 2016, I served the foregoing document described as:

**APPELLANT'S STATEMENT OF ISSUES ON APPEAL**

on the interested parties in this action by placing an original thereof enclosed in a sealed envelope addressed as follows:

SEE ATTACHED SERVICE LIST

**X** **BY MAIL:** I caused such envelope to be deposited in the mail at Beverly Hills, California. The envelope was mailed with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1 day after the date of deposit for mailing in affidavit.

       **BY E-MAIL:** Based on an agreement of the parties to accept service by e-mail, I e-mailed the document to the person(s) at the e-mail address listed above. No error was reported by the computer that I used. A copy of the record of the e-mail transmission, which I printed out, is attached.

**X** **STATE:** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

*19 (Red)*  
Executed on October ~~18~~, 2016, at Beverly Hills, California.

*Randall A. Spencer*  
\_\_\_\_\_  
Randall A. Spencer

**SERVICE LIST**

In re: Joseph Ellison

Ellison adv. JP Morgan Chase Bank, N.A, et al.

Case No. 2:14 bk-24463RK

Adv. No. 2:15-ap-01001-RK

Jeffrey N. Williams  
Wargo & French, LLC  
1888 Century Park East  
Suite 1520  
Los Angeles, CA 90067

David S. Hagen  
16830 Ventura Boulevard  
Suite 500  
Encino, CA 91436

Bryant S. Delgadillo  
PIB Law  
695 Town Center Drive  
16th Floor  
Costa Mesa, CA 92626

Hon. Robert N. Kwan  
Judge, United States Bankruptcy Court  
Edward Roybal Courthouse  
255 East Temple Street – Suite 1682  
Los Angeles, CA 90012